

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MATTHEW M. PHILIPOT,

Petitioner,

v.

G.R. JOHNSON, Warden,
and ATTORNEY GENERAL OF
THE STATE OF DELAWARE,

Respondents.

Civil Action No. 14-383-RGA

FILED
CLERK U.S. DISTRICT COURT
DISTRICT OF DELAWARE

2014 JUN 27 PM 2:38

AEDPA ELECTION FORM

1. _____

I wish the court to rule on my § 2254 application as currently pending. I realize that the law does not allow me to file successive or later applications unless I receive certification to do so from the United States Court of Appeals for the Third Circuit; therefore, this application will be my one opportunity to seek federal habeas corpus relief.

2. X

I wish to amend my § 2254 application to include all the grounds I have. I will do so within thirty (30) days. I realize that the law does not allow me to file successive or later applications unless I receive certification to do so from the United States Court of Appeals for the Third Circuit; therefore, this amended all-inclusive application will be my one opportunity to seek federal habeas corpus relief.

* Please see
included letter
involving a
motion to compel.

3. _____

I wish to withdraw my § 2254 application

without prejudice to file one all-inclusive application in the future; that is, one that raises all the grounds I have for federal habeas corpus relief. I realize this all-inclusive petition must be filed within the one-year period as defined by 28 U.S.C. § 2244(d). See *Swartz v. Meyers*, 204 F.3d 417 (3d Cir. 2000).

4. _____ I am not seeking federal habeas corpus relief under § 2254. I am instead seeking relief under _____.

Petitioner

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